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SHELDON DAMSKY  
OF COUNSEL

December 20, 2007  
Via Fax (212) 805-7941

Hon. Loretta A. Preska  
United States Courthouse  
500 Pearl Street  
Room 1320  
New York, New York 10007

Re: **Mc Culloch v. Town of Milan**  
**07 Civ 9780 (LAP)(RLE)**

Dear Judge Preska:

I represent the Defendants in the above-captioned matter. By consent of the parties, with the Court's approval, the Defendants' time to answer or move with respect to the complaint has been extended to and including December 21, 2007. Defendants intend to move to dismiss the complaint pursuant to Rule 12(b)(6). (1)

I request permission to file a memorandum of law not to exceed 45-pages. The action involves a land use dispute. The complaint 43-page complaint asserts claims pursuant to the Fair Housing Act, including disparate treatment and disparate impact claims, due process, equal protection and state law claims. I respectfully submit that a memorandum of law of approximately 45 pages is necessary in order to fully and competently discuss the various defenses and substantive deficiencies of the claims.

Thank you for your consideration.

Very truly yours,

Terry Rice

TR-wp-1220/158  
cc: K. McCullough (212) 398-9512

② *counsel may submit  
a brief of 35 pages.*

SO ORDERED

Loretta A. Preska  
UNITED STATES DISTRICT JUDGE

December 21, 2007